



Docket 86051WRZ  
Customer No. 01333

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:  
David J. Nelson, et al

AN APPARATUS AND METHOD OF  
PRODUCING MULTIPLE SPECTRAL  
DEPOSITS FROM A MIXTURE  
OF A COMPRESSED FLUID AND A  
MARKING MATERIAL

Serial No. 10/602,840

Filed 24 June 2003

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA. 22313-1450

Group Art Unit: 2873

Examiner: Leonard S. Liang

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Alexandria, VA 22313-1450.

Tracey Thomas

Date

*Tracey Thomas*  
*January 7, 2005*

Transmitted herewith is an amendment in the above-identified application:

<input checked="" type="checkbox"/>	No additional fee is required.					
<input type="checkbox"/>	The fee has been calculated as shown below:					
	(Col. 1)		(Col. 2)	(Col. 3)	OTHER THAN A SMALL ENTITY	
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDITIONAL FEE
TOTAL	33	MINUS	33	0	X 18	\$0
INDEP	3	MINUS	3	0	X 88	\$0
	FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM				+ 300	\$ 0
					<b>TOTAL</b>	<b>\$0</b>

\* The "Highest Number Previously Paid For" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.

☐ Please charge American Express Credit Card (see attached form PTO-2038) \$0.

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☒ The Commissioner is hereby authorized to charge payment of  
the following fees associated with this communication or credit any overpayment to Eastman Kodak  
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☒ Any additional filing fees required under 37 CFR 1.16.

☒ Any patent application processing fees under 37 CFR 1.17.

(For Extensions of Time and other Petitions to the Assistant Commissioner)

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If the Examiner is unable to reach the Applicant(s) Attorney at the telephone number provided, the Examiner is requested to communicate with Eastman Kodak Company Patent Operations at (585) 477-4656.

IFW

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P.O. Box 1450, Alexandria, VA 22313-1450.  
Tracey ThomasJanuary 7, 2005  
Date**Response to Restriction/Election of Species Requirement**

In response to the Office Action mailed December 9, 2004, for which the one-month time period to respond extends to January 9, 2005, please consider the following remarks.

**REMARKS**

Applicants elect species IV, as shown in FIG. 4, with traverse. However, Applicants respectfully submit that species I through V, as shown in FIGS. 1 through 5, are related, having similar subject matter. As such, Applicants submit that the Examiner would not be seriously burdened by examining the invention of species I through III, and V along with the invention of species IV. Accordingly, withdrawal of the election of species requirement is respectfully requested.

Applicants submit that Claims 1-33 correspond to the invention of species IV. Additionally, Applicants submit that Claims 1-33 are generic to species I through V. Accordingly, Applicants request examination of Claims 1-33.